

#10

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PATENT
Attorney Docket No.: 020375-002910US

Assistant Commissioner for Patents
Washington, D.C. 20231

On

April 11, 2003

TOWNSEND and TOWNSEND and CREW LLP

By

Nina L. McNeill

RECEIVED
APR 18 2003
OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen Chin

Application No.: 10/045,313

Filed: October 24, 2001

For: INTERNET-BASED MONETARY
PAYMENT SYSTEM

Examiner: Dass, Harish T.

Art Unit: 3628

REQUEST FOR EXCUSE OF ERROR IN
ESTABLISHING SMALL-ENTITY
STATUS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Small-entity status was erroneously established in the above-identified application without intent to deceive. Excuse of the error is requested. 37 CFR §1.28(c).

The following is an itemization of the total deficiency payment due, setting forth all payments erroneously paid as a small entity:

Payment	Small-Entity Amount Paid	Current Large- Entity Amount	Deficiency
Utility Filing Fee	\$370.00 (10/23/01)	\$750.00	\$380.00
Total			\$380.00

04/17/2003 AWONDAF1 00000029 201430 10045313

01 FC:1001
02 FC:1460


750.00 CH
130.00 CH

Stephen Chin
Application No.: 10/045,313
Page 2

PATENT

It is thus believed that the deficiency amount owed is \$380.00. Including the applicable fee under 37 CFR §1.17(i), the total amount due for excuse of the error is thus believed to be \$510, which the Office is authorized to deduct from Deposit Account No. 20-1430. Should the amount due be determined by the Office to be otherwise, the Office is authorized to deduct the determined amount from Deposit Account No. 20-1430.

Respectfully submitted,


Patrick M. Boucher
Reg. No. 44,037

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 303-571-4000
Fax: 415-576-0300
PMB:pmb

DE 7100891 v1

Transaction List

Search by

☐ Accounting Date: Operator ID:
(MMDDYY)

Accounting Date

Starts:

Ends:

☒ Name/Number:

☐ Attny Docket No.:

☐ Deposit Account No.:



Accounting Date	Operator ID	Seq. No.	Txn Src	Fee Code	St	Amount	Name/Number	Dep Acct
04/09/2003	EFLORES	54	SALE	1806	A	180.00	10045313	201430
01/22/2002	NROCHA1	15	SALE	201	A	370.00	10045313	201430

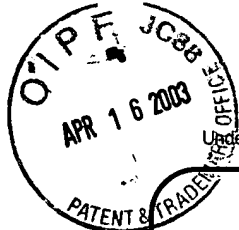


Adjustment Detail

Authorization Detail



Adjustment date: 04/17/2003 AYONDAF1
01/22/2002 NROCHA1 00000010 201430 10045313
01 FC:201 370.00 CR



U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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DAC# (S)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/045,313
Filing Date	October 24, 2001
First Named Inventor	Chin, Stephen
Art Unit	3628
Examiner Name	Dass, Harish T.

Total Number of Pages in This Submission

Attorney Docket Number 020375-002910US

RECEIVED
APR 18 2003
OFFICE OF PETITIONS**ENCLOSURES (Check all that apply)**☒ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s)☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):Return Postcard
Request for Excuse of Error in
Establishing Small-Entity Status

Remarks

The Commissioner is authorized to charge any additional fees to
Deposit Account 20-1430.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm
or
Individual

Townsend and Townsend and Crew LLP

Patrick M. Boucher

Reg. No. 44,037

Signature

Date

April 11, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: April 11, 2003

Typed or printed

Nina L. McNeill

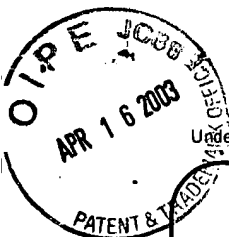
Signature

Date

April 11, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 510

Complete If Known

Application Number	10/045,313
Filing Date	October 24, 2001
First Named Inventor	Stephen Chin
Examiner Name	Dass, Harish T.
Group Art Unit	3628
Attorney Docket No.	020375-002910US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ MoneyOrder ☐ Other ☐ None

☒ Deposit Account:

Deposit
Account
Number

20-1430

Deposit
Account
Name

Townsend and Townsend and Crew LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims	Fees from below	Fee Paid
Independent Claims		** =		
Multiple Dependent		X		
Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) -Deficiency Filing Fee Payment Fee Under 37 CFR 1.17(i).					380 130

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$510)

SUBMITTED BY

Name (Print/Type)

Patrick M. Boucher

Registration No. (Attorney/Agent)

44,037

Telephone

303-571-4000

Signature

Patrick M. Boucher

Date

April 11, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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